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Part XLVII

**Farm Credit
Administration**

Semiannual Regulatory Agenda

FARM CREDIT ADMINISTRATION (FCA)

FARM CREDIT ADMINISTRATION

12 CFR Ch. VI

Unified Agenda of Federal Regulatory and Deregulatory Actions

AGENCY: Farm Credit Administration.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Farm Credit Administration (FCA), as an independent regulatory agency, in compliance with Executive Order 12866, sets forth the following agenda of regulations, which it will have under

development and review during the 12 months following publication.

FOR FURTHER INFORMATION CONTACT: Cindy R. Nicholson, Technical Editor, Office of General Counsel, Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102; (703) 883-4125, TTY (703) 883-4020.

SUPPLEMENTARY INFORMATION: The Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) contains several provisions intended to reduce unnecessary and disproportionate regulatory requirements on small entities. FCA regulations, which apply to Farm Credit banks and associations, generally do not and will not have a substantial impact

on “small entities” as that term is defined in the Regulatory Flexibility Act.

The FCA, as an independent regulatory agency, is exempt from certain provisions of Executive Order 12866. It participates in this joint publication to further the public interest by including the FCA in a single source of information concerning current and projected rulemaking and reviews of existing regulations, pursuant to section 4 of Executive Order 12866.

Dated: February 24, 2006.

Roland E. Smith,
Secretary, Farm Credit Administration Board.

Farm Credit Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3678	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations—Capital Adequacy-Basel Accord	3052-AC25
3679	Assessment and Apportionment of Administrative Expenses—Assessment of FCA Expenses	3052-AC27
3680	General Provisions; Financially and Farm Related Services	3052-AC30
3681	Borrower Rights; Lending Program Requirements	3052-AC31

Farm Credit Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3682	Disclosure to Shareholders; Accounting and Reporting Requirements—Disclosure and Reporting Requirements ...	3052-AC11
3683	Regulatory Burden	3052-AC15
3684	Federal Agricultural Mortgage Corporation—Farmer Mac Risk-Based Capital Standards	3052-AC17
3685	Eligibility and Scope of Financing—Scope of Lending	3052-AC20
3686	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations—Investments in Farmers’ Notes	3052-AC23

Farm Credit Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3687	Organization; Standards of Conduct; Loan Policies and Operations; Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Oper.;; Gen. Provisions; Definitions; Disclosure to Shareholders	3052-AC19
3688	Organization; Loan Policies and Operations; Termination of Farm Credit Status	3052-AC29

Farm Credit Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3689	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations—Investments in Rural America	3052-AB92
3690	Title IV Conservators, Receivers, and Voluntary Liquidations; Joint and Several Liability—Priority of Claims	3052-AC16
3691	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations—Capital Adequacy-Preferred Stock	3052-AC21

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Farm Credit Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3692	Federal Agricultural Mortgage Corporation Business Planning	3052-AC32

Farm Credit Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3693	Organization and Functions—FCA Organization	3052-AB82
3694	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations—Investments, Liquidity, and Divestiture	3052-AC22
3695	Title IV Conservators, Receivers, and Voluntary Liquidations—Receivership Repudiation Authorities	3052-AC26

Farm Credit Administration (FCA)

Prerule Stage

3678. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—CAPITAL ADEQUACY—BASEL ACCORD

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; ...

CFR Citation: 12 CFR 615

Legal Deadline: None

Abstract: This review would address the proposed changes to the Basel Accord and consider the approaches of the other banking regulatory agencies, including changes to capital adequacy requirements for the System.

Timetable:

Action	Date	FR Cite
Begin Review	11/01/04	
End Review	11/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AC25

3679. ASSESSMENT AND APPORTIONMENT OF ADMINISTRATIVE EXPENSES—ASSESSMENT OF FCA EXPENSES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 2250; 12 USC 2252

CFR Citation: 12 CFR 607

Legal Deadline: None

Abstract: This action would consider regulatory options for assessment and apportionment of Farm Credit Administration administrative expenses on System institutions.

Timetable:

Action	Date	FR Cite
Begin Review	02/02/05	
End Review	03/31/06	
ANPRM	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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3680. GENERAL PROVISIONS; FINANCIALLY AND FARM RELATED SERVICES

Priority: Other Significant

Legal Authority: 12 USC 2013; 12 USC 2019; 12 USC 2020; 12 USC 2073; ...

CFR Citation: 12 CFR 618

Legal Deadline: None

Abstract: This rulemaking would consider regulatory changes to address appropriate financially and farm related services that System institutions are authorized to offer their members.

FCA

Prerule Stage

Timetable:

Action	Date	FR Cite
Begin Review	04/00/06	
End Review	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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3681. BORROWER RIGHTS; LENDING PROGRAM REQUIREMENTS**Priority:** Other Significant**Legal Authority:** 12 USC 2199; 12 USC 2200; 12 USC 2201; 12 USC 2202; ...**CFR Citation:** 12 CFR 617**Legal Deadline:** None

Abstract: This rulemaking would review statutory and existing regulatory requirements and consider appropriate policy guidance on lending programs that System institutions are authorized to offer their customers, including appropriate underwriting criteria.

Timetable:

Action	Date	FR Cite
Begin Review	04/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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Farm Credit Administration (FCA)

Proposed Rule Stage

3682. DISCLOSURE TO SHAREHOLDERS; ACCOUNTING AND REPORTING REQUIREMENTS—DISCLOSURE AND REPORTING REQUIREMENTS**Priority:** Other Significant**Legal Authority:** 12 USC 2252; 12 USC 2254; 12 USC 2279aa-11**CFR Citation:** 12 CFR 620; 12 CFR 621**Legal Deadline:** None

Abstract: This rulemaking would consider regulatory changes for disclosure and reporting requirements for Farm Credit System institutions.

Timetable:

Action	Date	FR Cite
NPRM	03/14/06	71 FR 13040
NPRM Comment Period End	06/12/06	
Final Rule	11/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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3683. REGULATORY BURDEN**Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 2252**CFR Citation:** 12 CFR 600 to 655**Legal Deadline:** None

Abstract: This action would consider removal or revision of outdated, unnecessary, or burdensome regulations identified in our earlier solicitation for regulatory burden comments.

Timetable:

Action	Date	FR Cite
Notice	05/16/03	68 FR 26551
Comment Period End	07/15/03	

Action	Date	FR Cite
Begin Review	10/15/03	
End Review	02/28/05	
NPRM	03/28/06	71 FR 15343
NPRM Comment Period End	05/30/06	
Notice	03/28/06	71 FR 15413
Final Rule	08/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 3052-AC15

FCA

Proposed Rule Stage

3684. FEDERAL AGRICULTURAL MORTGAGE CORPORATION—FARMER MAC RISK-BASED CAPITAL STANDARDS**Priority:** Other Significant**Legal Authority:** 12 USC 2183; 12 USC 2243; 12 USC 2252; 12 USC 2279aa–11; 12 USC 2279bb; ...**CFR Citation:** 12 CFR 652; 12 CFR 655**Legal Deadline:** None**Abstract:** This rulemaking would change certain aspects of the regulatory risk-based capital standards for Farmer Mac and propose revisions for capital adequacy planning requirements.**Timetable:**

Action	Date	FR Cite
NPRM	11/17/05	70 FR 69692
NPRM Comment Period End	02/15/06	
NPRM Comment Period Extended	02/13/06	71 FR 7446
Extension Comment Period End	04/17/06	
Final Rule	11/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of General Counsel, (703) 883-4125, nicholsonc@fca.gov**URL For More Information:**

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Email: connorj@fca.gov**RIN:** 3052-AC17**3685. ELIGIBILITY AND SCOPE OF FINANCING—SCOPE OF LENDING****Priority:** Other Significant**Legal Authority:** 12 USC 2013; 12 USC 2015; 12 USC 2017 to 2019; ...**CFR Citation:** 12 CFR 613**Legal Deadline:** None**Abstract:** This rulemaking would revise regulations governing eligibility and scope of lending for farmers and ranchers and how “moderately priced” rural housing limits are determined.**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/03	68 FR 23425
Public Hearing	05/02/03	68 FR 23425
Comment Period Extended	07/29/03	68 FR 44490
ANPRM Comment Period End	07/31/03	
Comment Period Extended End	10/29/03	
NPRM	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of General Counsel, (703) 883-4125, nicholsonc@fca.gov**URL For More Information:**

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Email: johansenm@fca.gov**RIN:** 3052-AC20**3686. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—INVESTMENTS IN FARMERS’ NOTES****Priority:** Other Significant**Legal Authority:** 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 2076; 12 USC 2093; 12 USC 2122; 12 USC 2128; 12 USC 2132; 12 USC 2146; 12 USC 2154; 12 USC

2154a; 12 USC 2160; 12 USC 2202b; 12 USC 2211

CFR Citation: 12 CFR 615**Legal Deadline:** None**Abstract:** This rule would amend existing regulations to make credit more available to non-System lenders who make agricultural loans and to enterprises who sell agricultural supplies, equipment, and other capital goods on credit to farmers and ranchers.**Timetable:**

Action	Date	FR Cite
NPRM	09/14/04	69 FR 55362
NPRM Comment Period End	10/14/04	
Comment Period Extended	10/25/04	69 FR 62226
Comment Period Extended End	11/24/04	
Second NPRM	10/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of General Counsel, (703) 883-4125, nicholsonc@fca.gov**URL For More Information:**

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Farm Credit Administration (FCA)

Final Rule Stage

3687. ORGANIZATION; STANDARDS OF CONDUCT; LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERS.; GEN. PROVISIONS; DEFINITIONS; DISCLOSURE TO SHAREHOLDERS**Priority:** Other Significant**Legal Authority:** 12 USC 2243; 12 USC 2252; 12 USC 2254; 12 USC 2013; 12 USC 2019**CFR Citation:** 12 CFR 611; 12 CFR 612; 12 CFR 615; 12 CFR 618 to 620; 12 CFR 630; 12 CFR 614**Legal Deadline:** None**Abstract:** This rulemaking would amend the governance of FCS institutions for enhanced oversight of management and operations; enhance disclosure requirements for FCS institution employees and directors who receive compensation from other entities; and require audit committee standards and compensation committee for all FCS lending institutions.**Timetable:**

Action	Date	FR Cite
NPRM	01/19/05	70 FR 2963
NPRM Comment Period End	03/21/05	
NPRM Comment Period Extended	02/24/05	70 FR 9016
Comment Period End	05/20/05	
Final Rule	02/02/06	71 FR 5740
Final Rule Effective (except for certain sections listed in the final rule)	04/05/06	

Action	Date	FR Cite
Delayed Effective Date	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of General Counsel, (703) 883-4125, nicholsonc@fca.gov**URL For More Information:**

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RIN: 3052-AC19**3688. ORGANIZATION; LOAN POLICIES AND OPERATIONS; TERMINATION OF FARM CREDIT STATUS****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 12 USC 2279d; 12 USC 2279e**CFR Citation:** 12 CFR 611; 12 CFR 614**Legal Deadline:** None**Abstract:** This rule would consider regulatory changes to the existing termination regulations for Farm Credit System institutions.**Timetable:**

Action	Date	FR Cite
NPRM	01/11/06	71 FR 1704
NPRM Comment Period End	03/13/06	
Final Rule	07/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of General Counsel, (703) 883-4125, nicholsonc@fca.gov**URL For More Information:**

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Farm Credit Administration (FCA)

Long-Term Actions

3689. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—INVESTMENTS IN RURAL AMERICA**Priority:** Other Significant**CFR Citation:** 12 CFR 615**Timetable:**

Action	Date	FR Cite
Begin Review	03/15/04	
End Review	09/30/04	
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Laurie A. Rea

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RIN: 3052-AB92**3690. TITLE IV CONSERVATORS, RECEIVERS, AND VOLUNTARY LIQUIDATIONS; JOINT AND SEVERAL LIABILITY—PRIORITY OF CLAIMS****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 627**Timetable:**

Action	Date	FR Cite
Begin Review	04/25/03	
End Review	03/31/05	
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Tong—Ching Chang

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FCA

Long-Term Actions

3691. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—CAPITAL ADEQUACY—PREFERRED STOCK**Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 615**Timetable:**

Action	Date	FR Cite
NPRM	06/04/04	69 FR 31541
NPRM Comment Period End	08/03/04	
Final Rule	09/13/05	70 FR 53901
Final Rule Effective (except for certain sections listed in the final rule)	11/03/05	70 FR 67901
Delayed Effective Date	To Be Determined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 3052-AC21**3692. • FEDERAL AGRICULTURAL MORTGAGE CORPORATION BUSINESS PLANNING****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** Not Yet Determined**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** This rulemaking would clarify that Farmer Mac must have a business plan for their electronic commerce activities.**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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Farm Credit Administration (FCA)

Completed Actions

3693. ORGANIZATION AND FUNCTIONS—FCA ORGANIZATION**Priority:** Info./Admin./Other**CFR Citation:** 12 CFR 600**Completed:**

Reason	Date	FR Cite
Final Rule	11/17/05	70 FR 69644
Final Rule Effective	02/15/06	71 FR 8938

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Mark L. Johansen

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RIN: 3052-AB82**3694. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—INVESTMENTS, LIQUIDITY, AND DIVESTITURE****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 615**Completed:**

Reason	Date	FR Cite
Final Rule	08/31/05	70 FR 51586
Final Rule Effective	10/24/05	70 FR 62232

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Wade Wynn

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RIN: 3052-AC22**3695. TITLE IV CONSERVATORS, RECEIVERS, AND VOLUNTARY LIQUIDATIONS—RECEIVERSHIP REPUDIATION AUTHORITIES****Priority:** Other Significant**CFR Citation:** 12 CFR 627**Completed:**

Reason	Date	FR Cite
Final Rule	09/22/05	70 FR 55513
Final Rule Effective	11/14/05	70 FR 70035

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Robert Edward

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